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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR05-215-MJP
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 PATRICK SCOTT BRACKETT,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
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14 An evidentiary hearing on supervised release revocation in this case was scheduled before
15 me on May 8, 2007. The United States was represented by AUSA Adam Cornell and the
16 defendant by Stewart P. Riley. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about January 12, 2006 by the Honorable Marsha J.
18 Pechman on a charge of Conspiracy to Commit Bank Fraud, and sentenced to 8 months custody,
19 5 years supervised release.

20 The conditions of supervised release included the standard conditions plus the requirements
21 that defendant participate in drug dependency treatment and testing, abstain from alcohol, submit
22 to search, participate in a mental health program, provide access to financial information, maintain

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01 a single checking account for all financial transactions, not possess identification in any but
02 defendant's true name, reside in a community corrections center for up to 180 days, and
03 participate in AA/NA meeting while residing at the CCC. (Dkt.109.)

04 On June 19, 2006, defendant admitted to violating the conditions of supervised release by
05 failing to successfully complete the community corrections center placement. (Dkt. 127.)
06 Defendant was sentenced to forty-six days in custody with credit for time served, and 58 months
07 of supervised release. Defendant was ordered to participate in daily AA/NA meetings unless
08 directed otherwise by his probation officer (Dkt. 130.)

09 In an application dated December 7, 2006 (Dkt.132), U.S. Probation Officer Jerrod Akins
10 alleged the following violations of the conditions of supervised release:

- 11 1. Failing to report as instructed by the probation officer, in violation of standard
12 condition No. 2.
- 13 2. Failing to report for drug testing on November 13 and November 20, 2006 in
14 violation of special condition No. 1.

15 Defendant was advised in full as to those charges and as to his constitutional rights.

16 Defendant admitted the alleged violations and waived any evidentiary hearing as to
17 whether they occurred.

18 I therefore recommend the Court find defendant violated his supervised release as alleged,
19 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be
20 set before Judge Pechman.

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01 Pending a final determination by the Court, defendant has been detained.

02 DATED this 8th day of May, 2007.

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04 Mary Alice Theiler
05 United States Magistrate Judge

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07 cc: District Judge: Honorable Marsha J. Pechman
08 AUSA: Adam Cornell, Janet Freeman
09 Defendant's attorney: Stewart P. Riley
10 Probation officer: Jerrod Akins
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